

## REMARKS

Claims 11 and 36-46 constitute the pending claims in the present application. Applicants respectfully request reconsideration in view of the following remarks. Issues raised by the Examiner will be addressed below in the order they appear in the prior Office Action.

1. Applicants note that the paper filed August 15, 2003 has been entered in full. Claims 11 and 36-46 are pending and under consideration.
2. Applicants enclose herewith a copy of the petition to accept an unintentionally delayed claim for priority. Applicants' petition has also been sent to the "Box Petitions" address referenced in the prior office action. Applicants' petition perfects the priority claim of the present application.
3. Applicants note with appreciation that the Information Disclosure Statement filed May 19, 2003 has been considered.
4. Claims 11 and 36-46 are rejected under 35 U.S.C. 101 as allegedly being directed to non-statutory subject matter. To expedite prosecution, Applicants have amended the claims to incorporate the Examiner's suggestions. Reconsideration and withdrawal of this rejection is respectfully requested.
5. Claims 11 and 36-46 are rejected under 35 U.S.C. 102(b) as allegedly being anticipated by Crabtree et al. Applicants traverse this rejection.

As noted in the Office Action, this rejection is presented as a result of the allegedly defective priority claim. Accordingly, this rejection is obviated by Applicants' perfection of the priority claim. Reconsideration and withdrawal of this rejection is respectfully requested.

### CONCLUSION

In view of the foregoing amendments and remarks, Applicants submit that the pending claims are in condition for allowance. Early and favorable reconsideration is respectfully solicited. The Examiner may address any questions raised by this submission to the undersigned at 617-951-7000. Should an extension of time be required, Applicants hereby petition for same and request that the extension fee and any other fee required for timely consideration of this submission be charged to **Deposit Account No. 18-1945**.

Respectfully Submitted,



Melissa S. Rones  
Reg. No. 54,408

Date: February 17, 2004

**Customer No: 28120**  
Docketing Specialist  
Ropes & Gray LLP  
One International Place  
Boston, MA 02110  
Phone: 617-951-7000  
Fax: 617-951-7050